

AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions and listings of claims in the application:

LISTING OF CLAIMS:

1-24. (canceled).

25. (currently amended): A method for detecting a bacterial pneumonia, which comprises assaying an antigen in a sample which can be detected by an "antibody which binds to a peptide consisting of the amino acid sequence of SEQ ID NO:1~~described in claim 1~~" or an "antibody capable of specifically binding to CAP18" to thereby detect a bacterial pneumonia in a patient from which the sample is obtained.

26. (currently amended): The method according to claim 25, wherein the antigen in the sample is selected from the group consisting of a "peptide comprising the amino acid sequence ~~represented by~~of SEQ ID NO:1", a "peptide comprising the amino acid sequence ~~represented by~~of SEQ ID NO:2", a "peptide comprising the amino acid sequence ~~represented by~~of SEQ ID NO:3", and CAP18.

27. (currently amended): The method according claim 25, wherein said assaying is immunologically carried out by using an antibody selected from the group consisting of an "antibody capable of binding to a peptide consisting of the amino acid sequence ~~represented by~~of SEQ ID NO:1", an "antibody capable of specifically binding to a peptide consisting of the amino acid sequence ~~represented by~~of SEQ ID NO:2", an "antibody capable of specifically binding to a peptide consisting of the amino acid sequence ~~represented by~~of SEQ ID NO:3", and an "antibody capable of specifically binding to CAP18.

28. (original): The method according to claim 25, wherein said detecting of a bacterial pneumonia is carried out by evaluating or monitoring the presence or absence of infection, degree or type of the bacterial pneumonia.

29-32. (canceled).

33. (new): The method according to claim 25, wherein said sample is sputum.

34. (new): The method according to claim 25, wherein said bacterial pneumonia is *Klebsiela* pneumonia or methicillin-resistant *Straphylococcus aureus* pneumonia.